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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/033,662	03/03/1998	JING-SHAN HU	1488.1040001	2361

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EXAMINER

SAOUD, CHRISTINE J

ART UNIT PAPER NUMBER

1647

DATE MAILED: 10/13/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Art Unit: 1647

INTERFERENCE

Allowable claim 30 of the application is considered to be the count for the purpose of an interference (35 U.S.C. § 135(a)) with claim 1 of U.S. Patent 5,928,939 (Eriksson et al.).

Claim(s) 31, 32, 34-37, 42-44, 46-49, 52-53, 54-56, and 61-65 of the application are considered unpatentable over this count.

Pursuant to 37 CFR 41.202(c), applicant must comply with the requirements set forth in 37 CFR 41.202(a)(2)-(a)(6).

A shortened statutory period for reply to this communication is set to expire THREE MONTHS from the mailing date of this action. Extensions of time may be granted under 37 CFR 1.136(a). **In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this communication.**

For Applicant's clarification, Eriksson et al. teach polypeptides of SEQ ID NO:11 and 15, which share a contiguous stretch of 119 and 149 identical amino acids, respectively, with the polypeptide of SEQ ID NO:2 of the claims. The polypeptides of Eriksson et al. anticipate the instant claims.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Christine J. Saoud whose telephone number is 571-272-0891. The examiner can normally be reached on mttr, 8:00-2:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Brenda Brumback can be reached on 571-272-0961. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Art Unit: 1647

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

CHRISTINE J. SAOUD
PRIMARY EXAMINER

Christine J. Saoud